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RCE/1632
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TRANSMITTAL FORM		Application Number	09/807,509'
		Filing Date	June 25, 2001
		First Named Inventor	Fritz Grunert et al.
		Group Art Unit	1632
		Examiner Name	Wehbe, Anne Marie Sabrina
Total Number of Pages in This Submission		Attorney Docket Number	24741-1523

ENCLOSURES (check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____		
	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):		
	Request for Continued Examination Transmittal Post Card		
	Remarks		
	Customer No. 26633		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Marvin A. Motsenbocker Reg. No. 34,614
Signature	<i>Marvin Motsenbocker</i>
Date	March 16, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: _____

Typed or printed name		
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FEE TRANSMITTAL for FY 2004

MAR 16 2004
U.S. PATENT & TRADEMARK OFFICE

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 770.00)

Complete if Known

Application Number	09/807,509
Filing Date	June 25, 2001
First Named Inventor	Fritz GRUNERT et al.
Examiner Name	Wehbe, Anne Marie Sabrina
Art Unit	1632
Attorney Docket No.	24741-1523

METHOD OF PAYMENT (check one)

 Check Credit card Money Order Other None Deposit Account:

Deposit Account Number 08-1641 (Docket No. 24741-1523)

Deposit Account Name Heller Ehrman White & McAuliffe LLP

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments

Charge any additional fee(s) during the pendency of this application

Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	770
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 770.00)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Marvin A. Motsenbocker	Registration No. (Attorney/Agent)	34,614	Telephone	202-912-2000
Signature	<i>Marvin A. Motsenbocker</i>	Date	3/16/04	Customer No.	26633

**or number previously paid, if greater; For Reissues, see above

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995.

See the American Inventors Protection Act of 1999 (AIPA).

Application Number	09/807,509
Filing Date	June 25, 2001
First Named Inventor	Fritz GRUNERT et al.
Group Art Unit	1632
Examiner Name	Wehbe, Anne Marie Sabrina
Attorney Docket Number	24741-1523

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. s 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. §1.114.
a. <input type="checkbox"/> Previously submitted
i. <input type="checkbox"/> Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on <i>(Any unentered amendment(s) referred to above will be entered)</i>
ii. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on
iii. <input type="checkbox"/> Other
b. <input checked="" type="checkbox"/> Enclosed
i. <input checked="" type="checkbox"/> Amendment/Reply
ii. <input type="checkbox"/> Affidavit(s)/Declaration(s)
iii. <input type="checkbox"/> Information Disclosure Statement (IDS)
iv. <input type="checkbox"/> Other
2. Miscellaneous
a. <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
b. <input type="checkbox"/> Other
3. Fees The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
a. <input checked="" type="checkbox"/> The Director is hereby authorized to credit any overpayments to Deposit Account No. 08-1641 (Docket No. 24741-1523)
i. <input checked="" type="checkbox"/> RCE fee required under 37 C.F.R. § 1.17(e)
ii. <input type="checkbox"/> Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
iii. <input type="checkbox"/> Other
b. <input checked="" type="checkbox"/> Check in the amount of \$770.00 enclosed
c. <input type="checkbox"/> Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Marvin A. Motzenbocker	Registration No. (Attorney/Agent)	34,614
Signature	<i>Marvin A. Motzenbocker</i>	Date	3/16/04

CERTIFICATE OF MAILING OR TRANSMISSION

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Signature	

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Atty. Docket No. 24741-1523

Fritz GRUNERT et al.

Confirmation No. 9439

Serial No.: 09/807,509

Examiner: Wehbe, Anne Marie Sabrina

Filed: June 25, 2001

Group Art Unit: 1632

For: PROCESS FOR PREPARING ANTIBODIES AGAINST A POLYPEPTIDE IN
WHICH THE NUCLEIC ACID ENCODING THE PEPTIDE IS KNOWN

AMENDMENT ACCOMPANIED BY REPLY UNDER 37 C.F.R. 1.114

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants herein respond to the Office Action mailed January 16, 2004. Accompanied herewith is a timely filed Request for Consideration (RCE) filed under Rule 114. Accordingly, entry of the amendments and consideration of the remarks that follow are requested. In consideration thereof, the Examiner is respectfully urged to withdraw all outstanding rejections and pass the Application to allowance.

Please amend the Application as set forth in the Amendments below.